



IAP07Rec'd PCT 25 OCT 2007

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

GOMI et al.

Group Art Unit: Not yet assigned

Application No.: 10/525,222

Examiner: Not yet assigned

Filed: February 22, 2005

Attorney Dkt. No.: 059349.00023

For: LEGGED MOBILE ROBOT

PETITION UNDER 37.CFR 1.181

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 25, 2007

RECEIVED
30 OCT 2007
Legal Staff
International Division

Sir:

Applicants hereby petition the Commissioner to award a proper "filing date" and proper "National Stage Entry" date of February 22, 2005, for the above-referenced National Stage Patent application. As noted below, all papers were timely filed, fees timely paid, and the National Stage was entered on February 22, 2005.

STATEMENT OF FACTS

Applicants prepared all appropriate National Stage entry documents, including transmittal form (PTO-1390), an English translation of the International Application, Declaration of the Inventors, Information Disclosure Statement, Assignment, Preliminary Amendment, other PCT documents, and a check (check no. 12585) in the amount of one-thousand forty dollars.

These documents were hand-carried to the PCT Branch of the United States Patent and Trademark Office by a courier on February 22, 2005. A return postcard receipt was stamped by the USPTO OIPE on February 22, 2005. A copy of all the filed papers, including a copy of the stamped PTO postcard, is attached herewith. Applicants received an early notification of serial number, preliminarily indicating the serial number to be 10/525,222.

Applicant's check number 12585 was subsequently cleared. A copy of the cancelled check is attached herewith.

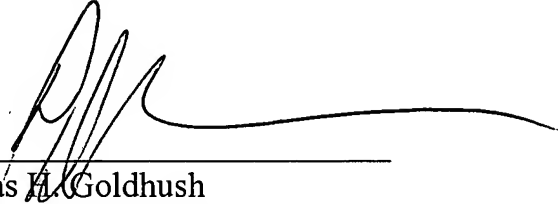
In a telephone conversation with USPTO representative Anthony Smith on October 23, 2007, it was indicated that the USPTO has lost this record, and it was suggested by Mr. Smith that this petition be filed. Applicants therefore resubmit all the appropriate documents, and request that a file be appropriately reconstructed, a National Stage entry date of February 22, 2005 be granted, and that examination on the merits proceed.

The Commissioner is authorized to charge Counsel's Deposit Account No. 50-2222 for the Petition fee associated with this petition. However since this petition is clearly necessitated by USPTO error, Applicant's respectfully request a refund of the Petition fee in this case.

As a courtesy, and in order to ensure that the reconstructed file is complete, Applicant also submits a copy of a second Information Disclosure Statement which was filed on February 2, 2007 along with a copy of the stamped PTO postcard.

In the event that there are any additional fees due with respect to this paper, please charge Counsel's Deposit Account No. 50-2222.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Goldhush', written over a horizontal line.

Douglas H. Goldhush
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DHG:lhv

Enclosures: English Translation of the International Application; Preliminary Amendment; Information Disclosure Statement as filed with application; Assignment w/PTO-1595; Declaration; Transmittal Form (PTO-1390); Copy of Check No. 012585; Copy of Stamped Postcard filed on February 22, 2005; Copy of Stamped Postcard on February 2, 2007; Information Disclosure Statement filed on February 2, 2007



DT07 Rec'd PCT/PTO 22 FEB 2005

MAIL STOP PCT

Patent ☒

Trademark ☐

Docket No. 59349.00023

Serial No. New Application

Filed February 22, 2005

Applicant(s) GOMI et al

10/525222

Papers filed herewith on February 22, 2005

- | | |
|---|---|
| <input checked="" type="checkbox"/> Fees \$ <u>1,040.00; CkNo: 12585</u> | <input checked="" type="checkbox"/> Assignment w/ PTO-1595 |
| <input checked="" type="checkbox"/> New Application (18 Pages) | <input checked="" type="checkbox"/> Declaration |
| <input checked="" type="checkbox"/> Preliminary Amendment (6 Pages) | <input type="checkbox"/> Priority Document |
| <input type="checkbox"/> Notice of Appeal | <input type="checkbox"/> Req. for Ext. of Time |
| <input checked="" type="checkbox"/> IDS/PTO-1449 | <input checked="" type="checkbox"/> Drawings (Formals - 8 sheets) |
| <input checked="" type="checkbox"/> Other <u>PTO-1390 Transmittal; PCT/ISA/210; Amendments under Article 11</u> | |
| <u>In Japanese and English translation; PCT/IPEA/401; PCT/IB/308; PCT/IB/332;</u> | |
| <u>PCT/IB/301; PCT/IB/304; PCT/RO/101</u> | |

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above-identified case. **EARLY NOTIFICATION OF SERIAL NUMBER**

COMMISSIONER OF PATENTS

DHG:scc

Due Date: 2/28/05

SQUIRE
SANDERS
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PTO ACCOUNT
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68-444
560

Number 012581

Date February 22, 2005

Amount ***** \$1,040.00

PAY: One Thousand Forty Dollars and 00 Cents *****

To the
order of: Commissioner of Patents and Trademarks


Valid 6 Months After Date Of Issue

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London, England

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FOR CREDIT TO THE
U.S. TREASURY